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● 3 OCT 1983

CERTIFIED MAIL:  
RETURN RECEIPT REQUESTED

Mr. William T. Reilly  
McCarter & English  
Attorney for National Gypsum Company  
550 Broad Street  
Newark, New Jersey 07102

Re: Request for Information Under 42 U.S.C. 59604(e)(1)  
and 42 U.S.C. 56927

Dear Mr. Reilly:

The United States Environmental Protection Agency ("EPA") is charged with responding to the release or threatened release of hazardous substances and with enforcement responsibilities under the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9601 et seq. EPA also regulates the handling of hazardous waste under the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. 2901 et seq.

Section 104(e)(1) of CERCLA, 42 U.S.C. 9604(e)(1), authorizes EPA to require the submittal of certain information from parties who handle hazardous substances as that term is defined at Section 101(14) of CERCLA, 42 U.S.C. 9601(14). Section 3007 of RCRA, 42 U.S.C. 56927, authorizes EPA to request certain information from parties who handle hazardous waste as that term is defined at Section 1004 of RCRA, 42 U.S.C. 56904. Pursuant to the provisions of these Sections, we hereby require that the National Gypsum Company ("the company") answer the questions posed in the Attachment to this letter. Please include the company's EPA Identification Number, if it has one, in the response.

The company's response to this Request for Information should be postmarked or received at EPA within 21 calendar days of your receipt of this letter, and should be mailed to Mr. Robert McNight, Hazardous Waste Site Branch, U.S. Environmental Protection Agency, Region II, Room 402, 26 Federal Plaza, New York, New York 10278.

20ERR/HWSB:R.McKNIGHT:11:9/13/83

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McKNIGHT	PAVLOU	OGG	SAWYER	MUGDAN	LIBRIZZI

- INFO REQUEST TO NAT'L GYPSUM'S ATTORNEY -

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Attachment  
Instructions

In responding to this Request for Information, the following instructions shall apply:

1. In answering each question identify all contributing sources of information.
2. If you are unable to answer a question in a detailed and complete manner or if you are unable to provide any of the information or documents requested, indicate the reason for your inability to do so. If you have reason to believe there may be an individual who may be able to provide a more detailed or complete response to any question or who may be able to provide documents requested, state that person's name, address and phone number.
3. Where documents are requested but are not available, state the reason for their unavailability. However, to the best of your ability identify any such documents by stating its author, date, subject matter, number of pages, and any recipients.
4. If you cannot provide a precise answer to a question, you may approximate, but in any such instance state the reason why you cannot be more specific.
5. For each document produced in response to this request for information, indicate on the document, or in some other reasonable matter, the number of the question to which it responds.
6. As used herein, the term "hazardous substance" shall have the meaning set forth in Section 101 (14) of CERCLA, 42 U.S.C. 9601(14).

### Information Requested

1. If National Gypsum Co. is a division or subsidiary of another corporation, identify such other corporation and state the name and office address of that corporation's president. Identify the state of incorporation and agent for service of process for each related company.
2. Please describe the manufacturing processes used by National Gypsum Co. at the Millington Asbestos Dump Site property ("the site") which is located along Division Avenue in Millington, New Jersey, the finished product(s), and all waste streams.
3. Please identify all hazardous substances generated by ~~Tita, Ltd.~~ <sup>NAT'L GYPSUM</sup> that were transported to and/or disposed of at the site. Provide the name, composition, and source or origin for each hazardous substance as well as the time period during which such disposal or transportation activities took place.
4. Please indicate the amount of each hazardous substance identified in your response to Question 3 above. For solid material, your response should be in terms of weight, for liquids, in terms of volume.
5. For each hazardous substance identified in response to Question 3 above, please indicate the method and specific locations of disposal at the site and identify how these materials were containerized (e.g. drums, bulk solids, tanks, etc.). Please specify the locations on a tax map.
6. Please identify all transporters used by National Gypsum Co. to transport any hazardous substance to the site. Provide the current name, address, and telephone number for each, together with an identification of which deliveries were made by each.
7. Please submit copies of or identify all documents which relate to the disposal of hazardous substances at the site. To identify a document, describe the nature of the document (e.g. correspondence, file memo, invoice, inventory form, etc.) briefly describe the relevant information contained therein, identify by name and job title the person who prepared the document, and, if the document is not readily available, identify where it is stored, maintained, or why it is no longer available.

8. State whether National Gypsum Co. has reason to believe that any other individual, company, or corporate entity used the site for the disposal of hazardous substances. Please include both generators and transporters of the hazardous substances in your response. Note the location, if known, of the disposal. Include names, addresses, and any other available records to document the above.
9. Please state whether National Gypsum Co. has conducted any studies or investigations into the hydrology and/or geology of the site. Copies of such reports, analyses, test results, etc. should accompany your response.
10. If National Gypsum Co. has disposed of hazardous materials, that were generated at the site, at locations other than at the site, please identify the substances, quantities, disposal locations, time periods, and transporters used for such disposal activities. Please specify the locations on a tax map.
11. Describe the use of lagoons for the disposal of acrylic paint waste and any other waste material. Identify the location of said lagoons providing any engineering drawings or sketches if available.
12. Please indicate whether phenylmercuric acetate was disposed of at the site, and if so, the location(s), quantity, containerization method(s), and time periods of such disposal.
13. Describe any litigation that is ongoing or has taken place with Tifa, Ltd. regarding the site.

CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION

I certify that the foregoing answers and supporting documentation to the EPA Request for Information are true, complete and accurate to the best of my knowledge and belief.

\_\_\_\_\_  
Printed Name of Person Signing

\_\_\_\_\_  
Title

\_\_\_\_\_  
Signature